

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 27, 2001

DIVISION ONE

B135580 Haskin (Not for Publication)

V. 20th Century Fox Films

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Mallano, J.

B140594 People (Not for Publication)

V.
Sanchez

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Mallano, J.

B140768 People (Not for Publication)

v.
Houston

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

March 27, 2001-Continued

DIVISION ONE (Continued)

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The judgment is reversed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

B134799 People (Not for Publication)
v.
Smith

The judgment is affirmed. The clerk of the court is directed to prepare a corrected abstract of judgment reflecting the imposition of sentence on count 2 pursuant to Penal Code section 667.71 and to forward the corrected abstract to the Department of Corrections.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

B143867 Nicole R. (Not for Publication)
v.
Oscar De La Hoya et al.

The orders denying the motion to disqualify plaintiff's counsel are affirmed.

Mallano, J.

I concur:	Spencer, P.J.
I concur in the judgment only.	Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B129647 Advanced Electronics, Inc. (Not for Publication)
 v.
 Atlantic Mutual Insurance Company

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
 Ortega, J.

B134726 Dalgarn (Not for Publication)
 v.
 Nilsson, Robbins, Dalgarn, Berliner, Carson & Wurst et al.

The order is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
 Vogel (Miriam A.), J.

B140775 People (Not for Publication)
 v.
 Bland

at The convictions for first degree murder of Wilson in count 1, for shooting
 an occupied motor vehicle in count 4, and for possession of a firearm by a
 felon in count 5 are affirmed. The Penal Code section 12022.53,
 subdivision (d) true finding in count 1 and the convictions in counts 2 and 3
 are reversed.

Mallano, J.

I concur: Spencer, P.J.
I concur & dissent: Ortega, J. (Opinion)

March 27, 2001-Continued

DIVISION ONE (Continued)

B132437 Word et al. (Not for Publication)
v.
Ice Cube et al.

The judgment is affirmed. Defendants' appeal from order denying their motion for judgment notwithstanding the verdict is dismissed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

DIVISION TWO

B142380 Baca
v.
Williams

Filed order denying petition for rehearing.

B132711 Newco Waste Systems, Inc. (Not for Publication)
v.
City of Duarte et al.

The judgment is affirmed. Respondent(s) to recover costs.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

DIVISION TWO (Continued)

B130804 Atim Okorn (Not for Publication)
 v.
 County of Los Angeles

The judgment is affirmed. Respondent(s) to recover costs.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

B143064 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Tashana R.
 In re Miracle R., a person coming under the Juvenile Court Law

The judgment is affirmed.

Nott, Acting P.J.

We concur: Cooper, J.
 Todd, J.

B134458 People (Not for Publication)
 v.
 Manrique Sanchez

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Todd, J.

DIVISION TWO (Continued)

B141669 John D.R. McGhee (Not for Publication)
 v.
 Owens-Brockway Glass Container, Inc.

The judgment is reversed. Appellant(s) to recover costs.

Nott, J.

We concur: Boren, P.J.
 Todd, J.

B145053 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Jennell T.

Appeal is dismissed.

Nott, Acting P.J.

We concur: Cooper, J.
 Todd, J.

B142111 People (Not for Publication)
 v.
 Terrell Deshon Lemons

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Todd, J.

DIVISION TWO (Continued)

B139784 Debra Harris (Not for Publication)

v.

Los Angeles Community Hospital et al.

The trial court's order granting summary judgment is reversed as to the causes of action for: (1) wrongful termination based on race discrimination; and (2) defamation. The trial court's order granting summary judgment is affirmed as to the causes of action for (1) wrongful termination in violation of public policy; and (2) intentional infliction of emotional distress. Appellant is awarded costs on appeal.

Nott, Acting P.J.

We concur: Cooper, J.
 Todd, J.

B144892 Los Angeles County, D.C.F.S. (Not for Publication)

v.

Alfredo V., et al.

In re Leopoldo V., et al., Persons Coming Under the Juvenile Court Law.

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

B136491 Newhall Land and Farming Company (Not for Publication)

v.

McCarthy Construction

The judgment is affirmed. Respondent(s) to recover costs.

Nott, Acting P.J.

We concur: Cooper, J.
 Todd, J.

DIVISION TWO (Continued)

B133381 Riccarda Watkins (Not for Publication)
 v.
 LAH Administrators, Inc.

The trial court's order granting LAH's motion for nonsuit on the first and third causes of action for disability discrimination is reversed. The trial court's order denying LAH's motion for JNOV on the cause of action for racial discrimination is reversed. The matter shall be remanded for further proceedings consistent with this opinion. Each party shall bear their own costs on appeal.

Nott, Acting P.J.

We concur: Cooper, J.
 Todd, J.

DIVISION THREE

B139309 Tabares (Not for Publication)
 v.
 The Daily News et al.

The summary judgment is reversed. The trial court is directed upon remand to summarily adjudicate in favor of the Daily News the cause of action for constructive wrongful discharge. The parties are to bear their costs on appeal.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

March 27, 2001-Continued

DIVISION THREE (Continued)

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The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B144726 People (Not for Publication)
v.
Blevins

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B137365 People (Not for Publication)
v.
Taylor and Williams

The judgment as to defendant Williams is affirmed. Defendant Taylor's sentence is vacated and her case remanded to the trial court for resentencing; in all other respects Taylor's judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

DIVISION FIVE

B143653 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Kip D.
In re John D.

The judgment is affirmed.

Willhite, J. (Assigned)

We concur: Turner, P.J.
 Grignon, J.

B143653 Kapilow & Son Inc., et al. (Not for Publication)
v.
RLI Insurance Co., et al.

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

DIVISION SIX

B133760 People (Not for Publication)
v.
McGee

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
 Perren, J.

March 27, 2001-Continued

DIVISION SIX (Continued)

B142265 People (Not for Publication)
v.
Bates

The judgment (order of commitment) is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

B143155 People (Not for Publication)
v.
Fyffe

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

B144592 People (Not for Publication)
v.
Hernandez

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

March 27, 2001-Continued

DIVISION SIX (Continued)

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The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

B142057 Romero (Not for Publication)
v.
Romero

The judgment is affirmed. Appellant shall bear costs on appeal.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

B143522 Ventura County Public Social Services (Not for Publication)
v.
Sergio M. and Desiree M.

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

DIVISION SIX (Continued)

B137544 Cortez et al. (Not for Publication)

v.

Rockwell International Corporation

Superior National Insurance Company

The judgment is affirmed. Respondent is awarded costs on appeal.

Perren, J.

We concur: Yegan, Acting P.J.

Coffee, J.